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16 Attorneys for WAYMO LLC

17 UNITED STATES DISTRICT COURT

18 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

19 WAYMO LLC,
20 Plaintiff,
21 vs.
22 UBER TECHNOLOGIES, INC.;
23 OTTOMOTTO LLC; OTTO TRUCKING
24 LLC,
25 Defendants.

26 CASE NO. 3:17-cv-00939-WHA

27 **DECLARATION OF JORDAN R. JAFFE
28 IN SUPPORT OF PLAINTIFF WAYMO
LLC'S ADMINISTRATIVE MOTION TO
SHORTEN TIME FOR BRIEFING AND
HEARING ON PLAINTIFF WAYMO
LLC'S MOTION FOR EXPEDITED
DISCOVERY**

1 I, Jordan R. Jaffe, declare as follows:

2 1. I am an attorney licensed to practice in the State of California and am admitted to
 3 practice before this Court. I am a partner with the law firm Quinn Emanuel Urquhart & Sullivan,
 4 LLP, counsel for the Plaintiff Waymo LLC (“Waymo”). I have personal knowledge of the matters set
 5 forth in this Declaration, and if called as a witness I would testify competently to those matters.

6 2. I make this declaration in support of Waymo’s Administrative Motion to Shorten Time
 7 for Briefing and Hearing on Waymo’s Motion for Expedited Discovery.

8 3. Waymo makes this motion in order to obtain expedited discovery in time for its reply
 9 in support of Motion for a Preliminary Injunction, and the noticed hearing on that motion, to benefit
 10 from the discovery.

11 4. No attorney has yet to appear for defendants Uber Technologies, Inc., Ottomotto LLC,
 12 and Otto Trucking LLC (collectively “Defendants”) and, therefore, Waymo has not met and conferred
 13 with Defendants. Waymo remains open and willing to meet and confer with counsel regarding
 14 scheduling issues once Defendants’ attorneys have appeared in this action.

15 5. Waymo contends it would be substantially harmed if the briefing and hearing schedule
 16 were not shortened. Waymo seeks this discovery in order to obtain additional evidence supporting its
 17 Motion for a Preliminary Injunction and will be unable to use such evidence unless the Court
 18 advances the schedule. In addition, as described in its preliminary injunction motion, Waymo
 19 contends it has been, and continues to be, irreparably harmed by Defendant’s misappropriation of
 20 Waymo’s trade secrets and infringement of Waymo’s asserted patents.

21 6. The advanced hearing will address Waymo’s motion for expedited discovery, in which
 22 the good cause required to seek expedited discovery may be at issue if Defendants file an opposition.

23 7. An initial case management conference was set for May 26, 2017 (Dkt. 9), but the
 24 Court reset the case management conference for May 18, 2017 after reassignment (Dkt. 20). Waymo
 25 requests the briefing and hearing on its motion for expedited discovery be shortened, as well as seeks
 26 discovery prior to the time otherwise allowed under the Federal Rules with its motion for expedited
 27 discovery. No other modifications of time have been requested.

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8. The Court has not entered a case schedule yet, and this requested modification of time will not impact the timing of the case management conference.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed in San Francisco, California, on March 10, 2017.

By /s/ Jordan R. Jaffe

Jordan R. Jaffe

Attorney for WAYMO LLC

SIGNATURE ATTESTATION

Pursuant to Local Rule 5-1(i)(3), I attest under penalty of perjury that concurrence in the filing of this document has been obtained from Jordan Jaffe.

/s/ Charles K. Verhoeven

Charles K. Verhoeven